

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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Before the court is *pro se* plaintiff Randy Fortunato's Motion For Scheduling Conference (#7).

No opposition or reply has been filed.

On July 29, 2011, plaintiff filed his complaint against Cavalry Portfolio Services, LLC and Robertino Gooding. (#1). Subsequently, on August 30, 2011, defendants filed their answer (#5). Thereafter, plaintiff filed the present motion seeking a scheduling conference. (#7). Following the filing of this motion, on October 14, 2011, the court received a Notice of Settlement of Entire Action signed by plaintiff and defense counsel. (#10). In the notice, the parties asserted that they would complete the settlement and file a stipulation of dismissal within 30 days from the date of the notice.

Id. Therefore, the present motion (#7) is moot.

Accordingly, and for good cause shown,

IT IS ORDERED that *pro se* plaintiff Randy Fortunato's Motion For Scheduling Conference (#7) is DENIED as moot.

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1 IT IS FURTHER ORDERED that the parties shall file a stipulation memorializing their
2 settlement and dismissing the case on or before November 14, 2011.

3 DATED this 21st day of October, 2011.

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6 **CAM FERENBACH**
7 **UNITED STATES MAGISTRATE JUDGE**

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